

# APPENDIX 2 - INDIANA LOCAL HEALTH DEPARTMENT DUTIES AND REQUIREMENTS BY INDIANA CODE (IC) & INDIANA ADMINISTRATIVE CODE (IAC)

(Revised August 7, 2009)

This document is designed simply to guide local health departments in providing an outline of duties that are required of local health departments in Indiana and those duties that are allowable and may be conducted by choice by local health departments in Indiana. This was derived as a helpful tool – but has not been legally reviewed and is subject to change as needed. Further, please understand that this document does not account for any locally-assigned duties associated with local ordinances or policies.

## In general, the following are statutorily-required duties Indiana Local Health Departments must perform via Indiana Code or Indiana Administrative Code:

### General Rules Governing Local Health Departments and Boards of Health (Formation, Type, Meetings, etc.)

IC 16-19 and 16-20

### Vital Records/Birth/Death

Collection, recording, filing, and submission of Vital Statistics and all associated duties

IC 16-20-1-17	(Vital Statistics; birth and death records)
IC 16-35-7	(Child Deaths)
IC 16-37	(General Statute regarding Vital Records)
IC 16-38-4	(Birth Problems Registry)
IC 23-14-31	(Cremation)
IC 23-14-57	(Disinterment, Disentombment and Disinurnment)
IC 31-1-9-5	(Indiana Putative Father Registry)
IC 31-19-13	(New Birth Certificate Following Adoption)
IC 34-28-2	(Change of Name)
IC 36-2-14	(County Coroner)
IC 10-13-5	(Indiana Clearinghouse for Information on Missing Children)
410 IAC 18	(Vital Records)

### Control of Disease

Public Health Measures for the Prevention and Treatment of Disease as well as all required follow-up of Reportable Communicable Diseases

IC 16-20-1-21	(Communicable disease control; powers)
IC 16-41	(All General Communicable Disease Prevention Rules)
410 IAC 1-2.3	(Communicable Disease Reporting Rule)
410 IAC 2-1	(Tuberculosis Control)
410 IAC 2-2	(Payment for TB treatment under certain circumstances & Patient Movement/Transfers)
410 IAC 29	(Childhood Lead Poisoning)
IC 16-41-19	(Vaccination Provisions for Indigent Persons; payment and forms)
410 IAC 6-9-5(b)	(Agricultural Labor Camps; notification of communicable disease only)

### Food Protection

Food Protection, Inspection, Sanitary Requirements, Food Handler Certification, Bed & Breakfast Establishments

IC 16-18-2-137	(Food Establishment Sanitary Requirements Exception)
IC 16-20-8	(Food Service Inspections)
IC 16-42	(Food, Drug, and Cosmetics)
IC 16-42-5	(Sanitary Food Requirements for Food Establishments)
410 IAC 7-15.5	(Bed & Breakfast Rule)
410 IAC 7-22	(Food Handler Certification Rule)
410 IAC 7-24	(Indiana Food Sanitation Rule)



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## Pollution Control

Monitoring and Regulation of Wastewater/Sewage Disposal

- 410 IAC 6-8.1 (Residential Sewage Disposal Rule)
- 410 IAC 6-10 (Commercial On-Site Wastewater Disposal)
- 410 IAC 6-12 (Plan Review, Construction Permits, and Fees for Service)
- IC 16-41-25 (Health, Sanitation, and Safety: Residential Septic Systems)

## Childhood Lead Poisoning

Reporting, Monitoring, Case Management, and Preventive Procedures for Childhood Lead Poisoning

- 410 IAC 29 (Lead Poisoning Rule)
- IC 16-41-39.4 (Childhood Lead Poisoning)

## Railroad Camp Cars

Requiring inspection and allowing licensing of railroad mobile camp cars

- IC 8-9-10 (Indiana Camp Car Sanitary Rules)
- 410 IAC 6-14 (Indiana Camp Car Sanitary Rule)

## “OTHER Miscellaneous Requirements”

- IC 13-11-2-77
- or IC 13-23-16 (LHD Reporting of Spills & Overfills from UST's)
- 318 IAC 1-1 (Referred to as the “Methamphetamine Rule”)
- 410 IAC 6-7.1-16 and 7.1-33 (Campgrounds / Temporary Campgrounds)
- IC 10-14-3 (Emergency Mgmt. and Disaster Law – health related areas)
- IC 5-14 (Open Door Laws and Preservation of Records)
- 410 IAC 24-1 (Local Health Maintenance Funds and Fees for Service)
- IC 16-20 (Throughout this statute, there are many items LHD's “may” do – please read in full)
- IC 16-20-1-25 (Investigation and Ordered Abatement of all conditions that may transmit, generate, or promote disease)

- IC 16-41-22 (Health Sanitation & Safety of Mass Gatherings – see IC 16-41-22-12)
- IC 16-41-34 (Pest Control: Eradication of Rats) – note that there are both some required and allowed duties under this statute.)

**In general, the following are duties Indiana Local Health Departments may perform but they are not required duties under the statutes/rules:**

- IC 16-41-15 (Communicable Disease: Prevention and Control of Venereal Disease)
- IC 16-41-27 (Health, Sanitation, & Safety of Mobile Homes – see IC 16-41-27-32)
- IC 16-41-33 (Pest Control; Local and State Programs for Vector Abatement)
- 410 IAC 6-2.1 (Swimming and Wading Pool Operations Rule)
- 410 IAC 6-7.1 (Campgrounds and Bathing Beaches; inspections/investigations, testing)
- 410 IAC 6-7.2 (Youth Camps; inspections/investigations, testing)
- 410 IAC 1-5 (Sanitary Operation of Tattoo Parlors & Body Piercing Establishments)

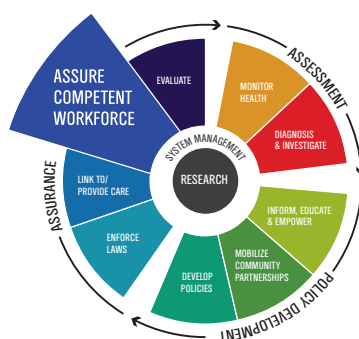
~ Childhood and/or Adult Immunizations (other than those required in accordance with IC 16-41-19)

~ Emergency Preparedness Planning and Response (other than any implied duties found under IC 10-14-3)

**Please check the Indiana government website at [http://www.in.gov/legislative/ic\\_iac/](http://www.in.gov/legislative/ic_iac/) for IC and IAC updates.**



Indiana State  
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